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PLANT PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications filed under 37 CFR 1.53(b))

Attorney Docket No.	RUT-30-5758
First Named Inventor	Garrison et al.
Title	All-Male Asparagus Hybrid NJ 854
Express Mail Label No.	EL897036197US

ADDRESS TO:
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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

16235 U.S.PTO
10/685344
101403

APPLICATION ELEMENTS

See MPEP chapters 600 & 1600 concerning plant patent application contents.

1. ☑ Fee Transmittal Form *(e.g., PTO/SB/17)*
(Submit an original, and a duplicate for fee processing)
2. ☑ Applicant claims small entity status. See 37 CFR 1.27.
3. ☑ Specification [*Total Pages* 8]
(preferred arrangement set forth below)
- Descriptive title of the invention
- Cross References to Related Applications
- Statement Regarding Fed sponsored R & D
- Latin name of genus and species
- Variety denomination
- Background of the Invention
- Brief Description of the Drawings
- Detailed Botanical Description
- A single claim
- Abstract of the Disclosure

4. ☑ Color drawing(s) [*Total Sheets* 2]
(2 copies required – 37 CFR 1.165(b))

5. Oath or Declaration [*Total Pages* 2]
a. ☑ Newly executed (original or copy)
b. ☐ Copy from a prior application (37 CFR 1.63(d))
(for continuation/divisional with Box 16 completed)
i ☐ DELETION OF INVENTOR(S)
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).

6. ☐ Application Data Sheet. See 37 CFR 1.76.

ACCOMPANYING APPLICATION PARTS

7. ☑ Assignment Papers (cover sheet & document(s))
8. ☐ 37 CFR 3.73(b) Statement *(when there is an assignee)* ☑ Power of Attorney
9. ☐ English Translation Document *(if applicable)*
10. ☐ Information Disclosure Statement (IDS)/PTO-1449 ☐ Copies of IDS Citations
11. ☐ Preliminary Amendment
12. ☑ Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)
13. ☐ Certified Copy of Priority Document(s)
(if foreign priority is claimed)
14. ☐ Request Nonpublication under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
15. ☐ Other: Recordation Form Cover Sheet
Certificate of Express Mail No.:EL897036197US

Note: Please state the Latin name and variety denomination of the plant claimed in a separate section of the specification.

16. If a CONTINUING APPLICATION, *check appropriate box, and supply the requisite information below and in the first sentence of the specification following the title, or in an Application Data Sheet under 37 CFR 1.76.*

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No.: _____

Prior application information: Examiner _____ *Art Unit:* _____

For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

17. CORRESPONDENCE ADDRESS

☑ *Customer Number:* 23266 *OR* ☐ *Correspondence address below*

Name					
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City		*State*		*Zip Code*	
COUNTRY		*Telephone*		*Fax*	

Name (Print/Type	James A. Lucas	*Registration No. (Attorney/Agent)*	21,081
Signature	James A. Lucas	*Date*	October 13, 2003

This collection of information is required by 37 CFR 1.53(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.